

1  
2  
3  
4  
5  
6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT TACOMA

9 JAMES EDWARD CURTIS,

10 Plaintiff,

11 v.

12 TERRY J. BENDA, *et al.*,

13 Defendants.

Case No. C08-5109 FDB

ORDER DENYING  
RECONSIDERATION OF  
MAGISTRATE JUDGE'S ORDER  
DENYING MOTION FOR  
REVOKING COURT ORDER AND  
ISSUANCE OF ORDER TO ENTER  
DEFAULT JUDGMENT AS MOOT


14  
15 The Magistrate Judge has referred the Plaintiff's objections to this Court. Before the Court  
16 are Plaintiff's Objections to Magistrate Judge's Order Denying Motion for Revoking Court Order  
17 and Issuance of Order Entering Default Judgment as Moot. The Court finds Plaintiff's objections to  
18 be without merit. As detailed by the Magistrate Judge, a notice of appearance and waiver of service  
19 was filed on behalf of Defendant Terry J. Brenda by the Attorney General. Accordingly, Plaintiff's  
20 motion for default judgment is moot.

21 The Court, having reviewed the Order of Magistrate Judge Karen L. Strombom, the  
22 Objections thereto, and remaining record, does hereby find and ORDER:

- 23 (1) The Court denies Plaintiff's objections to the Magistrate Judge's Order [Dkt. # 46].  
24 (2) This matter is re-referred to the Magistrate Judge for further proceedings  
25

1 (3) The Clerk is directed to send copies of this Order to Plaintiff, counsel for Defendants  
2 and to the Hon. Karen L. Strombom.

3 DATED this 27<sup>th</sup> day of May, 2009.

4   
5  
6 FRANKLIN D. BURGESS  
7 UNITED STATES DISTRICT JUDGE  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25